

No. 11(112)-3Lab-79/4020.—In pursuance of the provision of section 17 of Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workmen and the management of M/s Ganesh Packaging Industries, Sector 6, NIT, Faridabad.

BEFORE SHRI NATHU RAM SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA, FARIDABAD

Reference Nos. 227, 235, 236, 237 and 238 of 1977

between

S/SHRI SHEELA WANTI, MULAKH RAJ, SHANKER DUTT, CHAMPA AND NARESH KUMARI AND THE MANAGEMENT OF M/S. GANESH PACKAGING INDUSTRIES, SECTOR 6, NIT, FARIDABAD

Present:

Shri Roshan Lal, for the workmen.

Nemo, for the management.

AWARD

By order Nos. ID/FD/497-77/51913, dated 21st December, 1977, ID/FD/497-77/51919, dated 21st December, 1977, ID/FD/500/51925, dated 21st December, 1977, ID/FD/498-77/51883, dated 21st December, 1977 and ID/FD/496-77/51895, dated 21st December 1977, the Governor of Haryana referred the following dispute between the management of M/s. Ganesh Packaging Industries, Sector 6, NIT, Faridabad and its workmen S/Shri Sheela Wanti, Mulakh Raj, Shanker Dutt, Champa and Naresh Kumari to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947:—

Whether the termination of services of S/Shri Sheela Wanti, Mulakh Raj, Shankar Dutt, Champa and Naresh Kumari was justified and in order? If not, to what relief are they entitled?

On receipt of the order of references, notices were issued to the parties. The representative for the workmen appeared. There was a report of the Process Server that the factory was lying closed and services on the management was impossible. The representative for the workmen was directed to give correct address of the head office of the management. On the last date of hearing, none appeared for neither of the parties. The case was liable to be dismissed. I, therefore, give my award that at present no dispute exists between the parties. The workmen have not taken any interest in pursuing their case.

The 21st March, 1979.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 253, dated 28th March, 1979

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 11(112)-3 Lab-79/4021.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workman and the management of M/s Pharmachem Laboratories, Faridabad.

BEFORE SHRI NATHU RAM SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA, FARIDABAD

Reference No. 113 of 1977

between

SHRI PARMOD KUMAR SINGH, WORKMAN AND THE MANAGEMENT OF M/S. PHARMACHEM LABORATORIES, FARIDABAD

Present:

Shri P. K. De, for the workman.

Shri H. R. Dua, for the management.

AWARD

By order No. ID/GD/248-77/27876, dated 27th July, 1977, the Governor of Haryana referred the following dispute between the management of M/s. Pharmachem Laboratories, Faridabad and its workman Shri Parmod Kumar, to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 :—

Whether the termination of services of Shri Parmod Kumar was justified and in order? If not, to what relief is he entitled?

On receipt of the order of references, notices were issued to the parties. The parties appeared and filed their pleadings. On the pleadings of the parties the following issues were framed on 22nd November, 1977 :—

1. Whether the workman concerned was a probationer at the time his services were terminated?
2. Whether the workman concerned had contravened the provision of standing orders by absenting himself?
3. Whether the workman concerned was not working upto the mark and therefore, the management was correct in terminating his services without holding any domestic enquiry?
4. Whether the termination of services of the workman concerned was justified and in order? If not, to what relief is he entitled?

And the case was fixed for the evidence of the management.

Adjournments were granted from time to time. Thereafter the representative for the management did not appear on 30th November, 1978 stating that he had no instructions from the management. Then it was fixed for *ex parte* evidence of the workman and the evidence of the management was closed. It was at this stage that the representative for the workman made a statement that the workman has left away after receiving all his dues and claims in full and final settlement and he does not press the dispute. I, therefore, give my award that the termination of services of the workman concerned was justified and in order. He is not entitled to any relief. His dispute stands satisfied by receipt to all his due and claims by the workman from the management.

Dated 26th March, 1979.

NATHU RAM SHARMA,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 252, dated 28th March, 1979.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

NATHU RAM SHARMA,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 11(112)-3Lab-79/4022.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workman and the management of M/s. Sehgal Puri Pvt. Ltd., 14/5, Mathura Road, Faridabad.

BEFORE SHRI NATHU RAM SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA, FARIDABAD

Reference No. 276 of 1978

between

SHRI NEELAMBAR JHA WORKMAN AND THE MANAGEMENT OF M/S SEHGAL PURI PRIVATE LTD., 14/5, MATHURA ROAD, FARIDABAD

Present :

Shri P. K. De, for the workman.

Shri Suresh Gupta, for the management.

AWARD

By order No. ID/FD/69-78/34013, the Governor of Haryana, referred the following dispute between the management of M/s. Sehgal Puri Private Ltd., 14/5, Mathura Road, Faridabad and its workman Shri Neelamber Jha, to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947:—

Whether the termination of services of Shri Neelamber Jha was justified and in order? If not, to what relief is he entitled?

On receipt of the order of reference, notices were issued to the parties. The parties appeared. They pleaded a settlement. The representative for the management produced a photostat copy of the voucher marked "A" witnessing payment of Rs. 488.95 to the workman which is admitted by the representative for the workman, I, therefore, give my award that the termination of services of Shri Neelamber Jha was justified and in order. He has already received a sum of Rs. 488.95 from the management as stated above.

Dated 26th March, 1979.

NATHU RAM SHARMA,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 25, dated the 28th March, 1979

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

NATHU RAM SHARMA,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 11(112)-3Lab-79/4023.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workman and the management of M/s Delhi Spun Pipe, 12/1, Mathura Road, Faridabad:—

BEFORE SHRI NATHU RAM SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL,
HARYANA, FARIDABAD

Reference No. 213 of 1977

between

SHRI JAIPAL SINGH, WORKMAN AND THE MANAGEMENT OF M/S DELHI SPUN PIPE
12/1, MATHURA ROAD FARIDABAD

Present :—

Shri Darshan Singh, for the workman.

Shri K. P. Agrawal, for the management.

AWARD

By order No. ID/FD/447-77/5019, dated 6th December, 1977, the Governor of Haryana, referred the following dispute between the management, of M/s. Delhi Spun Pipe, 12/1, Mathura Road, Faridabad and its workman Shri Jaipal Singh, to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 :—

Whether the termination of services of Shri Jai Pal Singh was justified and in order ? If not, to what relief is he entitled ?

On receipt of the order of reference, notices were issued to the parties. The parties had appeared but at the last time the workman did not appear on 2nd June, 1978. It was then ordered that the case was liable to be dismissal. An *ex parte* award was given on 12th June, 1978 which was sent to

the Government for publication in the *Haryana Government Gazette* on 19th June, 1978. Thereafter the workman filed an application for setting aside the said *ex parte* award. The representative for the management had no objection. Then the said award was set aside and issues were framed on 8th November, 1978 and the case was fixed for the evidence of the management. The management examined two witnesses as MW-1 and MW-2. And the case was fixed for remaining evidence of the management. It was at this stage that a settlement took place and both the parties admitted. According to the settlement the workman received a sum of Rs. 2250, only in full and final settlement of his dispute. The photostat copy of the receipt is Ex. MW-1. The settlement is Ex. MW-2. I, accept the settlement as fair and just. According to which the workman has received a sum of Rs. 22,50 only in full and final settlement of all his claims and dispute and shall have no right of reinstatement or re-employment.

In view of the settlement I give my award that the termination of services of the workman concerned was justified and in order. He is not entitled to any relief, as he has already received a sum of Rs. 2,250 in full and final satisfaction of all his claims and settlement of his dispute.

Dated the 19th March, 1979.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 260, dated the 28th March, 1979

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 11(112) 3Lab-79/4024.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workman and the management of M/s Stainco Enterprises (P.) Ltd., Faridabad.

BEFORE SHRI NATHU RAM SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL,
HARYANA, FARIDABAD

Reference No. 143 of 1978

between

SHRI MANOJ MOHAN DASS WORKMAN AND THE MANAGEMENT M/S. STAINCO
ENTERPRISES (P) LTD., FARIDABAD

Present :

Shri R. N. Roy, for the workman.

Nemo, for the management.

.. AWARD ..

By order No. ID/FD/13-M-78/25024, dated 6th June, 1978, the Governor of Haryana referred the following dispute between the management of M/s. Stainco Enterprises (P) Ltd., Faridabad and its workman Shri Manoj Mohan Dass, to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 :—

Whether the termination of services of Shri Manoj Mohan Dass was justified and in order ? If not, to what relief is he entitled ?

On receipt of the order of reference, notices were issued to the parties. The parties appeared. The representative for the workman stated that the workman has settled his dispute with the management and has received a sum of Rs. 987.03 and there was no dispute at present between the workman and the management. In view of the statement of the representative for the workman, I give my award that the termination of services of the workman was justified and in order. He is not entitled to any relief. He has already received a sum of Rs. 987.03 from the management in full and final settlement of his dispute.

Dated the 19th March, 1979.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 259, dated the 28th March, 1979.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 11(112)3Lab-79/4025.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workmen and the management of M/s Indian Sugar and General Engineering Corporation Yamuna Nagar :—

BEFORE SHRI NATHU RAM SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL,
HARYANA, FARIDABAD

Reference No. 315 of 1978

between

THE WORKMEN AND THE MANAGEMENT OF M/S INDIAN SUGAR AND GENERAL
ENGG. CORP., YAMUNA NAGAR

Present :—

Shri Surinder Kumar for the workman.

Shri W. C. Sharma, for the management.

AWARD

By order No. ID/Yamunanagar/49-78/35459, dated 31st July, 1978, the Governor of Haryana, referred the following dispute between the management of M/s Indian Sugar and General Engg. Corp. Yamuna Nagar, and its workmen to this Tribunal, for adjudication in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 :—

Whether the workers appointed in the Indian Sugar and General Engineering Corporation, Yamunanagar and transferred to Saraswati Sargar Mills, Yamunanagar should be paid wages as per recommendations of the Sugar Wages Board for the period they worked in in Saraswati Sugar Mills, Yamunanagar? If so, with what details?

On receipt of the order of reference, notices were issued to the parties. The parties appeared. On the last date of hearing the representative for the workmen stated that the workmen were not taking any interest in the dispute. They have also left the Union. In these circumstances, I give my award that at present no dispute exists between the parties.

NATHU RAM SHARMA,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

The 26th March, 1979.

No. 247, dated the 28th March, 1979.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.